



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

MAR 27 2014

CERTIFIED MAIL 7012 1010 0002 0759 7233
RETURN RECEIPT REQUESTED

Dr. James M. Chansler, P.E.
Director, DeKalb County Department
of Watershed Management
1580 Roadhaven Drive
Stone Mountain, Georgia 30083

Re: U.S. District Court Civil Action 1:10cv 4039-WSD
DeKalb County Consent Decree
Demand for Stipulated Penalties

Dear Dr. Chansler:

The U.S. Environmental Protection Agency, Region 4 is in receipt of the Quarterly Reports that DeKalb County has submitted from the First Quarter of 2013 (dated April 9, 2013) to the Fourth Quarter of 2013 (dated January 30, 2014) in compliance with Section IX, (Reporting Requirements) of the Consent Decree.

Pursuant to Section X.65.c. and d., of the Consent Decree, the EPA may assess a stipulated penalty for each spill in a dollar amount that is dependent on the size of the spill and when the spill occurred. The EPA could thus assess stipulated penalties totaling \$64,000 for the 127 spills that occurred from January 1, 2013, through December 31, 2013. As a result of the circumstances surrounding some of the spills, the EPA has decided to exercise its enforcement discretion to not demand the full amount of stipulated penalties that could be assessed. Therefore, after review of the submitted documentation, the EPA hereby demands stipulated penalties, pursuant to Section X.65.c. and d. of the Consent Decree in the amount of \$54,000.00.

In accordance with Section X.67., of the Consent Decree, DeKalb County shall pay (within 30 days of receipt of this letter) \$27,000.00 (50%) of the stipulated penalty to the State of Georgia and \$27,000.00 (50%) of the stipulated penalty to the United States for a total stipulated penalty amount of \$54,000.00. The Financial Litigation Unit will provide DeKalb County electronic funds transfer wiring instructions for the payment to the United States.

If you should have any questions, please have your attorneys contact Mr. William Bush, Associate Regional Counsel assigned to this matter, at (404) 562-9538.

Sincerely,

A handwritten signature in blue ink, appearing to read "Denisse D. Diaz".

Denisse D. Diaz, Chief
Clean Water Enforcement Branch
Water Protection Division

cc: Mr. W. Benjamin Fisherow
United States Department of Justice

Ms. Valerie K. Mann
United States Department of Justice

Mr. William Phillips
Department of Law

Mr. Hsin-Sheng Yeh
Georgia Environmental Protection Division

Ms. Marzieh Shahbazaz
Georgia Environmental Protection Division

Mr. Lee May
DeKalb County Government

Ms. Lisa Chang
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Mr. E. Fitzgerald Veira
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